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3  
4 BILL NO. R-73-01-07-~~4~~

5  
6 RESOLUTION NO. R- 04-73

7 RESOLUTION concerning administration and en-  
8 forcement of types of codes and standards  
9 for design, construction, alteration, removal  
10 or demolition of buildings and structures by  
11 a single agency.

12 WHEREAS, the General Assembly of Indiana has enacted an  
13 Act ~~identified~~ IC 17-2-72-1 to 17-2-72-9 inclusive (Burns Ind.  
14 Rev. Stat. 1973 Cum. Pkt. Suppl. §§ 26-2901-26-2911), which  
15 act relates to enactment of a Building Code covering buildings  
16 and structures in the unincorporated areas of Counties; and

17 WHEREAS, the stated purpose of said law is to provide for the  
18 safety, health and public welfare through properly carrying out  
19 the provisions of ordinances, state laws and regulations by  
20 inspectors, agents or deputies; and


21 WHEREAS, the City of Fort Wayne has a well established and  
22 complemented department of buildings and building Commissioner  
23 and inspectors; and

24 WHEREAS, the County of Allen has no building commissioner  
25 and no inspectors and it would be an unnecessary and in many  
26 cases duplicate and wasteful practice to have two departments  
27 of City and County government performing the same functions  
28 which in most instances are in accord with the rules and  
29 regulations of the administrative building counsel of the  
30 State of Indiana;

31 NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF  
32 THE CITY OF FORT WAYNE, INDIANA:

33 That a single agency, the Department of Buildings and the  
34 Building Commissioner of the City of Fort Wayne, Indiana be  
35 the single agency within Allen County, Indiana to administer

and enforce building codes and standards throughout Allen County, Indiana and, that the County of Allen negotiate to purchase at cost from the City of Fort Wayne the services of the Department of Buildings necessary to provide proper inspections to insure the safety, health, and public welfare of the citizens of the County of Allen who reside outside the limits of the City of Fort Wayne.

  
Councilman

Approved as to Form and Legality  
this 23 day of January, 1973.

  
John H. Logan, Attorney for Common  
Council

Read the first time in full and on motion by \_\_\_\_\_ seconded by \_\_\_\_\_ and duly adopted, read the second time by title and referred to the Committee on \_\_\_\_\_ (and to the City Plan Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on the \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_, at \_\_\_\_\_ o'clock P.M., E.S.T.

Date: \_\_\_\_\_ CITY CLERK

Read the third time in full and on motion by V. Schmidt seconded by Hinga and duly adopted, placed on its passage. Passed (~~and~~) by the following vote:

AYES <u>7</u>	NAYS <u>2</u>	ABSTAINED _____	ABSENT _____ to-wit:
Burns <u>✓</u>	_____	_____	_____
Hinga <u>✓</u>	_____	_____	_____
Kraus <u>✓</u>	_____	_____	_____
Nuckols <u>✓</u>	_____	_____	_____
Moses <u>✓</u>	_____	_____	_____
Schmidt, D. <u>✓</u>	_____	_____	_____
Schmidt, V. <u>✓</u>	_____	_____	_____
Stier <u>✓</u>	_____	_____	_____
Talarico <u>✓</u>	_____	_____	_____

Date 1/23/73 Charles W. Westerman  
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as (~~Zoning Map~~) (~~General~~) (~~Annexation~~) (~~Special~~) (~~Appropriation~~) Ordinance (Resolution) No. R-04-73 on the 23rd day of January, 1973.

ATTEST: \_\_\_\_\_ (SEAL)  
Charles W. Westerman  
CITY CLERK

William H. Johnson  
PRESIDENT OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 24th day of January, 1973, at the hour of 9:30 o'clock 4 M., E.S.T.

Charles W. Westerman  
CITY CLERK

Approved and signed by me this 24th day of January, 1973 at the hour of 10:30 o'clock A. m., E.S.T.

Paul A. Peasano  
MAYOR

~~in between customer + partnership~~

and, that the County of Allen negotiate to purchase at cost from the City of Fort Wayne the services of the Department of Buildings necessary to provide proper inspections to insure the safety, health, and public welfare of the citizens of the County of Allen who reside outside the limits of the City of Fort Wayne.

~~and, that a five member body be established, two <sup>to be</sup> appointed by the County of Allen, two by the City of Fort Wayne, and one by the other four, to settle any dispute <sup>which</sup> ~~that~~ may occur between the Department of Buildings of the City of Fort Wayne and the County of Allen relative to the services purchased.~~

amendment at end of

73-01-01

1  
2  
3 BILL NO. R - 73-01-~~2~~  
4

5 RESOLUTION NO. R \_\_\_\_\_  
6

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8 forcement of types of codes and standards  
9 for design, construction, alteration, removal  
10 or demolition of buildings and structures by  
11 a single agency.  
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14 Act identified IC 17-2-72-1 to 17-2-72-9 inclusive (Burns Ind.  
15 Rev. Stat. 1973 Cum. Pkt. Suppl. §§ 26-2901-26-2911), which  
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17 and structures in the unincorporated areas of Counties; and  
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20 for the safety, health and public welfare through properly  
21 carrying out the provisions of ordinances, state laws and  
22 regulations by inspectors, agents or deputies; and  
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25 and complemented department of buildings and building  
26 Commissioner and inspectors; and  
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29 and no inspectors and it would be an unnecessary and in many  
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33 regulations of the administrative building counsel of the  
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THE CITY OF FORT WAYNE, INDIANA:

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and the Building Commissioner of the City of Fort Wayne, Indiana  
be the single agency within Allen County, Indiana to administer  
and enforce building codes and standards throughout Allen  
County, Indiana.

*Vivian J. Schmidt*  
\_\_\_\_\_  
Councilman

Approved as to Form and Legality  
this 8th day of January, 1973.

*John H. Logan*  
\_\_\_\_\_  
John H. Logan, Attorney for Common  
Council

REQUEST FOR ACTION

To: City Attorney David B. Keller  
or  
Associate City Attorney \_\_\_\_\_

From: (Name, Title & Department) City Council

Approved by \_\_\_\_\_  
(Person authorized to forward legal work)

Date: January 8, 1973

Subject: Resolution concerning administration and enforcement of codes and  
(File subject designation)  
standards for design, etc. of buildings by single agency.

\*\*\*\*\*

File # Assigned by Records Librarian

#3034

Date: 1-8-73

\*\*\*\*\*

Action Requested: in Mass. Sr.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
(Continue on reverse side, if necessary)

cc: City Attorney David B. Keller  
(If request originally sent to an Associate City Attorney)  
Mayor Ivan A. Lebamoff  
Department Head of Requesting Party

DIGEST SHEET

TITLE OF ORDINANCE \_\_\_\_\_

DEPARTMENT REQUESTING ORDINANCE Councilman Win Moses

SYNOPSIS OF ORDINANCE RESOLUTION concerning administration and  
enforcement of types of codes and standards for design,  
construction, alteration, removal or demolition of buildings  
and structures by a single agency.

EFFECT OF PASSAGE \_\_\_\_\_

EFFECT OF NON-PASSAGE \_\_\_\_\_

MONEY INVOLVED (Direct Costs, Expenditures, Savings) \_\_\_\_\_

ASSIGNED TO COMMITTEE (J.N.) \_\_\_\_\_

# ORDINANCE CHECK-OFF SHEET

## INFORMATION REGARDING ORDINANCE

## CONTENTS OF ORDINANCE

	BILL NO. <i>B-73-01-07.</i>
<input checked="" type="checkbox"/>	ORDINANCE NO. <i>B-04-73</i>
<input checked="" type="checkbox"/>	REGULAR SESSION <i>1-23-73</i>
<input type="checkbox"/>	SPECIAL SESSION
	APPROVED AS TO FORM AND LEGALITY <i>Legan.</i>
	BILL WRITTEN BY <i>Moses.</i>
<input checked="" type="checkbox"/>	DATE INTRODUCED <i>1-23-73</i>
	REFERRED TO SAID STANDING COMMITTEE <i>V. Schmidt</i>
	REFERRED TO CITY PLAN
	LEGAL PUBLIC HEARING
	LEGAL PUBLICATION
	JOINT HEARING
	DEPARTMENT HEARING
	HOLD FILE
<input checked="" type="checkbox"/>	PASS <i>1-23-73</i>
	DO NOT PASS
	WITHDRAWN
	SUSPENSION OF RULES
	PRIOR APPROVAL
	ORDINANCE TAKEN OUT OF OFFICE
	OTHER INSTRUCTIONS REGARDING ORDINANCE
	CORRECTIONS MADE TO ORDINANCE
	PEOPLE SPEAKING FOR ORDINANCE
	PEOPLE SPEAKING AGAINST ORDINANCE

	COMMITTEE SHEET
<input checked="" type="checkbox"/>	VOTE SHEET
	PURCHASE ORDERS
	<i>8 months to original ordinance</i>
	BIDS
	ORDERS, BIDS OR OTHER PAPERS TAKEN OUT AND BY WHOM
	LETTER REQUESTING ORDINANCE DRAWN UP BY CITY ATTORNEY
	COMMUNICATIONS FROM
	ZONING MAPS
	ABSTRACTS
	TITLES
	PRIOR APPROVAL LETTER

*Request for Action -  
Budget sheet.*

### COUNCILMAN'S VOTE

	AYES	NAYS	ABSENT
BURNS	<input checked="" type="checkbox"/>		
HINGA	<input checked="" type="checkbox"/>		
KRAUS	<input checked="" type="checkbox"/>		
MOSES	<input checked="" type="checkbox"/>		
NUCKOLS	<input checked="" type="checkbox"/>		
D. SCHMIDT		<input checked="" type="checkbox"/>	
V. SCHMIDT	<input checked="" type="checkbox"/>		
STIER		<input checked="" type="checkbox"/>	
TALARICO	<input checked="" type="checkbox"/>		

COMMENTS: